

## State Water Resources Control Board

January 5, 2018

(Via email and Certified Mail)  
**CERTIFIED MAIL**  
**NO. 7016 3010 0000 5907 1516**

Ms. Jeannette Ford  
Director of Transportation  
South Bay Union School District  
2000 Leon Avenue  
San Diego, California 92154  
[jford@sbusd.org](mailto:jford@sbusd.org)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEM  
LOCATED AT SOUTH BAY UNION SCHOOL DISTRICT, 2000 LEON AVENUE,  
SAN DIEGO**

Dear Ms. Ford:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on December 14, 2017, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Maintain Release Response Plan</b> – The release response plan in CERS needs to be updated because it does not contain information about the UST, was not on the correct form, and lists a former employee.	Waste oil	December 14, 2017	Ongoing	23 CCR 2632(d)(2)
2	<b>Failure to Provide Valid State Board of Equalization (BOE) Registration Number</b> – The BOE number provided in CERS is not valid.	Waste oil	December 14, 2017	Ongoing	H&SC 25286(c)(9)
3	<b>Failure to Tag Monitoring Equipment</b> – The waste oil Pneumercator monitoring panel was not tagged with a monitoring certification sticker.	Waste oil	December 14, 2017	Ongoing	23 CCR 2638(f)

Office of Enforcement | 801 K Street, Suite 2300 | Sacramento, CA 95814 | 916.341.5272

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

No.	Violation	Tank	Start Date	Stop Date	Regulation
4	<b>Failure to Maintain Financial Responsibility</b> – A current chief financial officer (CFO) letter was not available at the time of inspection.	Waste oil	December 14, 2017	Ongoing	H&SC 25292.2; 23 CCR 2711(a)(11)
5	<b>Failure to Maintain Monitoring Plan</b> – The monitoring plan in CERS must be updated because the recordkeeping section lists “no” for equipment maintenance and calibration records; however, it should list “yes.”	Waste oil	December 14, 2017	Ongoing	H&SC 25286(a); 23 CCR 2632(d)(1), 2711(a)(9)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and the County of San Diego Department of Environmental Health within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.**

Please send all compliance documentation to the following:

**State Water Board**

Mr. Douglas McDevitt  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
801 K Street, Suite 2300  
Sacramento, California 95814  
[douglas.mcdevitt@waterboards.ca.gov](mailto:douglas.mcdevitt@waterboards.ca.gov)

**Local CUPA**

Mr. Robert Rapista  
Supervising Environmental Health Specialist  
Underground Storage Tank Program  
County of San Diego Department of  
Environmental Health  
P.O. Box 129261  
San Diego, California 92112-9261  
[robert.rapista@sdcounty.ca.gov](mailto:robert.rapista@sdcounty.ca.gov)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,

 for

Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: See next page.

cc: *(via email only)*

Ms. Maryam Dorsey, Chief  
Hazardous Material Division  
County of San Diego Department of  
Environmental Health  
[maryam.dorsey@sdcounty.ca.gov](mailto:maryam.dorsey@sdcounty.ca.gov)

Mr. Robert Rapista  
Supervising Environmental Health Specialist  
Underground Storage Tank Program  
County of San Diego Department of  
Environmental Health  
[robert.rapista@sdcounty.ca.gov](mailto:robert.rapista@sdcounty.ca.gov)